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11 ESTEVAN ALVARADO-HERRERA

12 UNITED STATES DISTRICT COURT

13 DISTRICT OF NEVADA, SOUTHERN DIVISION

14 ESTEVAN ALVARADO-HERRERA, an
15 individual;

16 Plaintiff,

17 vs.

18 JOSE LUIS ALVAREZ, JR, individually; R &
19 A CARRIERS, INC., a Texas corporation;
20 ALVARO JOSE MEDEL, individually; ONE
21 WAY TRUCKING, LLC., a Texas Limited
22 Liability Company; and, DOES III through X,
23 inclusive,

24 Defendants.

25 ACUITY, A MUTUAL INSURANCE
26 COMPANY

27 Intervenor.

Case No.: 2:19-cv-00748-JAD-VCF

**STIPULATED DISCOVERY PLAN
AND SCHEDULING ORDER**

28 Plaintiff **ESTEVAN ALVARADO-HERRERA**, Defendant **R & A CARRIERS, INC.**, and
Intervenor **ACUITY A MUTUAL INSURANCE COMPANY**, by and through their respective counsel

1 of record, Stipulated to a Discovery Plan and Scheduling Order on August 2, 2019 in the parties
2 Stipulation and Order to Extend Discovery Period as follows:

3 1. **DISCOVERY CUT-OFF DATE.** The parties Stipulated to extend Discovery Cut-Off to
4 **January 28, 2020.**

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6 2. **LAST DAY TO AMEND PLEADINGS AND/OR ADD PARTIES.** Shall occur ninety (90)
7 days prior to the Discovery Cut-off date – in this matter: **October 28, 2019.**

8 3. **DISCLOSURE OF EXPERTS.** The last day for disclosing experts will be sixty (60) days
9 before the close of discovery which is **November 27, 2019.**

10 4. **REBUTTAL EXPERTS.** The last day for disclosing rebuttal experts shall be thirty (30) days
11 after the disclosure of initial experts which is **December 27, 2019.**

12 5. **DISPOSITIVE MOTIONS.** The last date for filing dispositive motions shall be no later than
13 thirty (30) days after the close of discovery which is **February 28, 2020.**

14 6. **PRE-TRIAL ORDER.** The Joint Pre-Trial Order shall be filed no later than thirty (30) days
15 after the date set for the filing of dispositive motions which is **March 30, 2020.** The disclosures required
16 by F.R.C.P. 26(a)(3) and any objections thereto shall be included in the Pre-Trial Order. In the event
17 dispositive motions are filed, the filing of the Pre-Trial shall be suspended until thirty (30) days after the
18 Court enters its decision on the dispositive motion, if any.

19 7. **ALTERNATIVE DISPUTE RESOLUTION.** The parties met previously determined that the
20 possibility of using alternative dispute-resolution processes including mediation and arbitration, and the
21 parties determined it was premature to discuss such measures at this time, but will consider alternative
22 dispute resolutions as the case moves forward.
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1 8. **ALTERNATIVE FORMS OF CASE DISPOSITION.** The parties considered consent to trial
2 by magistrate judge under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73 and the use of the Short Trial
3 Program, and at this time do not consent to trial by magistrate or the short trial program.

4 9. **ELECTRONIC EVIDENCE.** The parties certified they discussed whether they intend to
5 present evidence in electronic format to jurors, and the parties determined at this time there would not
6 be any. If the parties revisit the presentation of any electronically stored information, they will file the
7 appropriate stipulation with the Court.
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9 Plaintiff ESTEVAN ALVARADO-HERRERA filed his Amended Complaint against Defendant
10 **One Way Trucking, LLC** and Defendant **Alvaro Jose Medel** on August 29th, 2019.

11 Defendant **Acuity** filed its' Answer to the Amended Complaint on August 29th, 2019. Defendant
12 **R & A Carriers, Inc.** filed its' Answer to the Amended Complaint on September 10th, 2019.
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Defendant **One Way Trucking, LLC** was served with the Summons and Amended Complaint on September 13, 2019. Defendant **Alvaro Jose Medel** was served with the Summons and Amended Complaint on September 10, 2019. Neither Defendant One Way Trucking, LLC nor Defendant Alvaro Jose Medel has filed an Answer to the Amended Complaint.

DATED this 14th day of October, 2019.

LAW OFFICE OF WILLIAM H. JACKSON

By /s/ John P. Shannon

JOHN P. SHANNON, ESQ.

Nevada Bar No. 7906

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Las Vegas, Nevada 89107

Attorney for Plaintiff

DATED this 14th day of October, 2019.

WEINBERG WHEELER HUDGINS GUNN
& DIAL

By /s/ Daniela LaBounty

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Attorney for Defendant R&A Carriers, Inc.

DATED this 14th day of October, 2019.

ROGERS MASTRANGELO CARVALHO
& MITCHELL

By /s/ Marissa R. Temple

MARISSA R. TEMPLE, ESQ.

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700 S. Third Street

Las Vegas, Nevada 89101

Attorney for Intervenor Acuity, A Mutual
Insurance Company

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Alvarado-Herrera vs. R&A Carriers, Inc., et al.
Case No. 2:19-cv-00748-JAD-VCF
Stipulation and Order

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE
DATED this 15th day of October, 2019